

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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|                                       |   |                              |
|---------------------------------------|---|------------------------------|
| STATE OF NEW YORK, et al.,            | : |                              |
|                                       | : | No. 18-cv-2921               |
| Plaintiffs,                           | : |                              |
| v.                                    | : | Hon. Jesse M. Furman         |
| UNITED STATES DEPARTMENT OF COMMERCE, | : | United States District Judge |
| et al.,                               | : |                              |
| Defendants.                           | : | <b>NOTICE OF MOTION TO</b>   |
|                                       | : | <b>WITHDRAW AS</b>           |
|                                       | : | <b>COUNSEL</b>               |
|                                       | : |                              |
|                                       | : |                              |

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PLEASE TAKE NOTICE THAT pursuant to Local Rule 1.4, it is hereby respectfully requested that the appearance of Jonathan B. Miller be withdrawn as counsel for Plaintiff Commonwealth of Massachusetts in the above-captioned case. Mr. Miller's employment with the Office of the Massachusetts Attorney General will conclude on January 6, 2020. Plaintiff Commonwealth of Massachusetts will continue to be represented by Assistant Attorneys General Mercy Cover and Ann Lynch in the above-captioned matter.

The undersigned counsel respectfully requests that this Honorable Court enter an Order granting the motion to withdraw.

Respectfully submitted,

COMMONWEALTH OF MASSACHUSETTS  
ATTORNEY GENERAL  
MAURA HEALEY

/s/ Jonathan B Miller

Jonathan B. Miller  
Assistant Attorney General  
Office of the Massachusetts Attorney General  
One Ashburton Place  
Boston, MA 02108  
617-963-2073  
Jonathan.Miller@mass.gov

Dated: January 2, 2020

**CERTIFICATE OF SERVICE**

I, Jonathan B. Miller, hereby certify that on January 2, 2020, I caused a copy of the foregoing to be filed electronically and that the document is available for viewing and downloading from the ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system.

*/s/ Jonathan B. Miller*

Jonathan B. Miller  
Assistant Attorney General

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| STATE OF NEW YORK, et al.,            | : |                              |
|                                       | : | No. 18-cv-2921               |
| Plaintiffs,                           | : |                              |
| v.                                    | : | Hon. Jesse M. Furman         |
| UNITED STATES DEPARTMENT OF COMMERCE, | : | United States District Judge |
| et al.,                               | : |                              |
|                                       | : | <b>DECLARATION OF</b>        |
| Defendants.                           | : | <b>JONATHAN B. MILLER</b>    |
|                                       | : |                              |

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I, JONATHAN B. MILLER, declare under the pains and penalties of perjury that the following is true and correct:

1. I submit this declaration in support of my motion seeking permission from the Court to withdraw my appearance in the above-captioned matter.
2. I am leaving the employment of the Office of the Massachusetts Attorney General and, therefore, will no longer be able to represent Plaintiff Commonwealth of Massachusetts in this matter.
3. Assistant Attorneys General Ann Lynch and Mercy Cover will continue to represent Plaintiff Commonwealth of Massachusetts in this action.

Respectfully submitted,

/s/ Jonathan B Miller  
Jonathan B. Miller  
Assistant Attorney General  
Office of the Massachusetts Attorney General  
One Ashburton Place  
Boston, MA 02108  
617-963-2073  
Jonathan.Miller@mass.gov

Dated: January 2, 2020

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SOUTHERN DISTRICT OF NEW YORK

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| STATE OF NEW YORK, et al.,                       | : |  |
|  | : | No. 18-cv-2921   |
| Plaintiffs,                                      | : |  |
| v.   | : | Hon. Jesse M. Furman   |
| UNITED STATES DEPARTMENT OF COMMERCE,<br>et al., | : | United States District Judge   |
| Defendants.                                      | : | <b>[PROPOSED] ORDER<br/>TERMINATING<br/>APPEARANCE OF<br/>JONATHAN B. MILLER</b> |
|  | : |  |

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**WHEREAS**, the Court has reviewed the motion of Jonathan B. Miller seeking leave to withdraw as an attorney of record in this matter, as well as his declaration in support thereof;

**IT IS HEREBY ORDERED THAT** the appearance of Jonathan B. Miller in this matter is terminated;

**IT IS FURTHER ORDERED THAT** the Clerk of Court shall remove Mr. Miller from the docket sheet in this matter.

**IT IS SO ORDERED.**

Dated: January \_\_\_\_\_, 2020  
New York, New York

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HON. JESSE M. FURMAN  
United States District Judge